

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Steven M. Vartabedian, Associate Justice; Honorable Herbert I. Levy, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Rosemary Heredia, Assistant Deputy Clerk.

F048888 Van Der Hoek v. Nationwide Mutual Insurance Company
Cause called and argued by Samuel Trussell, Esq., counsel for appellant and by H. Thomas Watson, Esq., counsel for respondent.

Cause ordered submitted.

At this point Ardaiz, P.J. directs Vartabedian, Acting P.J. to act as Presiding Justice in his absence and leaves the bench with Levy, J.; they are replaced by Gomes, J. and Hill, J.

F049102 People v. Dailey
Cause called and argued by Joshua G. Wilson, Esq., counsel for appellant. William K. Kim, Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

Court recessed until Monday, November 13, 2006 at 10:00 A.M.

F048061 People v. Gutierrez
The judgment is affirmed. Wiseman, J.
We concur: Harris, Acting P.J.; Hill, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F049751 In re Catherine H. et al., Minors; Stanislaus County Community Services Agency v. Aaron H.
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

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F049339 People v. Hall

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F049789 In re Eduardo G., a Minor

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F048952 People v. Cason

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F048162 People v. Gaeta

The judgment is affirmed. Kane, J.

We concur: Wiseman, Acting P.J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F048224 Church v. Jamison et al.

Respondents petition for rehearing filed herein is denied.

F050217 County of Mariposa et al. v. Workers' Compensation Appeals Board and Bryce Johnson

The Petition for Writ of Review, filed April 25, 2006, is denied. Johnson's request for attorney fees under Labor Code section 5801 is denied. This opinion is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F048787 People v. Deniz

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F048787 People v. Deniz

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F051109 Fresno Unified School District v. Workers' Compensation Appeals Board
and Janett Stephens**

FUSD'S Petition for writ of Review, filed august 31, 2006, is denied. Stephens request for attorney fees under section 5801 is denied. This opinion is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]